

AMENDMENT TO RULES COMM. PRINT 116-57
OFFERED BY MR. SHERMAN OF CALIFORNIA

At the end of subtitle G of title XII, add the following:

1 SEC. __. CONGRESSIONAL APPROVAL REQUIRED FOR CI-
2 VILIAN NUCLEAR COOPERATION AGREE-
3 MENTS UNDER CERTAIN CIRCUMSTANCES.

4 (a) IN GENERAL.—Notwithstanding any other re-
5 quirements under section 123 of the Atomic Energy Act
6 of 1954 (42 U.S.C. 2153), the President, concurrent with
7 submitting a proposed civilian nuclear cooperation agree-
8 ment with a foreign country in accordance with the re-
9 quirements of such section 123, other than a foreign coun-
10 try with which as of July 1, 2020, there is in effect a
11 civilian nuclear cooperation agreement pursuant to such
12 section 123, shall submit to Congress a report—

13 (1) declaring any credible evidence that the for-
14 eign country intends, conditionally or uncondition-
15 ally, to pursue a nuclear program that is not inher-
16 ently peaceful, including public statements to that
17 effect by a senior leader of that foreign country;

18 (2) citing any instance in which the foreign gov-
19 ernment has committed a significant violation of, or

1 engaged in a pattern of violations of, international
2 standards with respect to the development, storage,
3 deployment, or use of weapons of mass destruction,
4 including the Chemical Weapons Convention, the Bi-
5 ological Weapons Convention, or the Nuclear Non-
6 proliferation Treaty;

7 (3) stating whether or not the foreign govern-
8 ment has committed to not enrich uranium or re-
9 process plutonium on its own territory concurrent to
10 a submitted proposed civilian nuclear cooperation
11 agreement or a renewal of any pre-existing civilian
12 nuclear cooperation agreement; and

13 (4) stating whether or not the foreign govern-
14 ment has committed to sign and ratify the Addi-
15 tional Protocol to its International Atomic Energy
16 Agency Safeguards Agreement.

17 (b) REQUIRED ACTIONS.—If a report submitted
18 under subsection (a) describes any known instance set
19 forth under paragraphs (1) and (2) of such subsection,
20 then, notwithstanding any other requirements under sec-
21 tion 123 of the Atomic Energy Act of 1954 (42 U.S.C.
22 2153), the civilian nuclear cooperation agreement with the
23 foreign country in question, or the renewal of any pre-
24 existing agreement, may only enter into effect on or after

1 the date on which both of the following conditions have
2 been met:

3 (1) The President has submitted a proposed
4 agreement with the foreign country in accordance
5 with the requirements of such section 123.

6 (2) On or after the date of the submission of
7 the proposed agreement under paragraph (1), a joint
8 resolution stating that Congress approves such
9 agreement has been enacted, as described in such
10 section 123.

11 (c) DEFINITIONS.—In this section:

12 (1) BIOLOGICAL WEAPONS CONVENTION.—The
13 term “Biological Weapons Convention” means the
14 Convention on the Prohibition of the Development,
15 Production and Stockpiling of Bacteriological and
16 Toxin Weapons and on their Destruction, done at
17 Washington, London, and Moscow, April 10, 1972.

18 (2) CHEMICAL WEAPONS CONVENTION.—The
19 term “Chemical Weapons Convention” means the
20 Convention on the Prohibition of the Development,
21 Production, Stockpiling and use of Chemical Weap-
22 ons and on their Destruction, done at Paris, Janu-
23 ary 13, 1993.

24 (3) NUCLEAR NONPROLIFERATION TREATY.—
25 The term “Nuclear Nonproliferation Treaty” means

1 the Treaty on the Non-Proliferation of Nuclear
2 Weapons, done at Washington, London, and Mos-
3 cow, July 1, 1968.

